

Senate, No.2520

[Senate, July 1, 2010 - Substituted by amendment by the Senate (Pacheco) for Senate, No. 2483]



The Commonwealth of Massachusetts

IN THE YEAR OF TWO THOUSAND AND NINE

AN ACT AUTHORIZING THE TOWN OF WAREHAM TO ISSUE EIGHT (8) ADDITIONAL LIQUOR LICENSES

Be it enacted by the Senate and House of Representatives in General Court assembled,

And by the authority of the same, as follows:

1 **SECTION 1.** Section 2 of chapter 424 of the acts of 2006 is hereby amended by adding the
2 following words:- and 8 licenses to adjacent parcels of land on Map 109A, lots 1 to 9, inclusive, 1017A,
3 1018A, 1019, 1020A, 1020B, 1021, 1022, 1023A, 1023B, 1024A, 1024B 1024C and 1038.

4 **SECTION 2.** (a) Notwithstanding section 17 of chapter 138 of the General Laws or any other
5 General or special law or rule or regulation to the contrary, the licensing authority of the town of
6 Wareham may grant 1 additional license for the sale of all alcoholic beverages to be drunk on the
7 premises under section 12 of said chapter 138 to Hadley-MacIntosh Enterprises, Inc. d/b/a The

8 Stonebridge, located at 5 East boulevard in the Onset section of said town. A license granted under this
9 section shall be subject to all of said chapter 138 except said section 17.

10 (b) Once issued, the licensing authority shall not approve the transfer of the license issued under
11 this section to any other location, but it may grant the license to a new applicant at the same location if
12 the applicant files with the authority a letter from the department of revenue indicating that the license is
13 in good standing with the department and that all applicable taxes have been paid.

14 (c) If the license granted under this section is cancelled, revoked or longer in use, it shall license
15 shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to
16 the licensing authority which may then grant the license to a new applicant at the same location under the
17 same conditions as specified in this section.

18 **SECTION 3.** (a) Notwithstanding section 17 of chapter 138 of the General Laws or any other
19 General or special law or rule or regulation to the contrary, the licensing authority of the town of
20 Wareham may grant 1 additional license for the sale of all alcoholic beverages to be drunk on the
21 premises under section 12 of said chapter 138 to Captain Als Restaurant LLC d/b/a/ Captain Al's,
22 located at 3236 Cranberry highway in the Onset section of said town. A license granted under this
23 section shall be subject to all of said chapter 138 except said section 17.

24 (b) Once issued, the licensing authority shall not approve the transfer of the license issued under
25 this section to any other location, but it may grant the license to a new applicant at the same location if
26 the applicant files with the authority a letter from the department of revenue indicating that the license is
27 in good standing with the department and that all applicable taxes have been paid.

28 (c) If the license granted under this section is cancelled, revoked or longer in use, it shall license
29 shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to
30 the licensing authority which may then grant the license to a new applicant at the same location under the
31 same conditions as specified in this section.

32 **SECTION 4.** (a) Notwithstanding section 17 of chapter 138 of the General Laws or any other

33 General or special law or rule or regulation to the contrary, the licensing authority of the town of
34 Wareham may grant 1 additional license for the sale of all alcoholic beverages to be drunk on the
35 premises under section 12 of said chapter 138 to Grady MacKay's Village Eatery and Bar located at 330
36 Main street. A license granted under this section shall be subject to all of said chapter 138 except said
37 section 17.

38 (b) Once issued, the licensing authority shall not approve the transfer of the license to any other
39 location, but it may grant the license to a new applicant at the same location if the applicant files with the
40 authority a letter from the department of revenue indicating that the license is in good standing with the
41 department and that all applicable taxes have been paid.

42 (c) If the license granted under this section is cancelled, revoked or longer in use, it shall license
43 shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to
44 the licensing authority which may then grant the license to a new applicant at the same location under the
45 same conditions as specified in this section.

46 **SECTION 5.** (a) Notwithstanding section 17 of chapter 138 of the General Laws or any other

47 General or special law or rule or regulation to the contrary, the licensing authority of the town of
48 Wareham may grant 1 additional license for the sale of all alcoholic beverages to be drunk on the
49 premises under section 12 of said chapter 138 to Mark, Incorporated d/b/a China Garden, located at 265
50 Marion road. A license granted under this section shall be subject to all of said chapter 138 except said
51 section 17.

52 (b) Once issued, the licensing authority shall not approve the transfer of the license to any other
53 location, but it may grant the license to a new applicant at the same location if the applicant files with the
54 authority a letter from the department of revenue indicating that the license is in good standing with the
55 department and that all applicable taxes have been paid.

56 (c) If the license granted under this section is cancelled, revoked or longer in use, it shall license
57 shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to
58 the licensing authority which may then grant the license to a new applicant at the same location under the
59 same conditions as specified in this section.

60 **SECTION 6.** (a) Notwithstanding section 17 of chapter 138 of the General Laws or any other
61 General or special law or rule or regulation to the contrary, the licensing authority of the town of
62 Wareham may grant 1 additional license for the sale of all alcoholic beverages to be drunk on the
63 premises under section 12 of said chapter 138 to Tsika, Inc. d/b/a Minerva Pizza, located at 257 Main
64 street. A license granted under this section shall be subject to all of said chapter 138 except said section
65 17.

66 (b) Once issued, the licensing authority shall not approve the transfer of the license to any other
67 location, but it may grant the license to a new applicant at the same location if the applicant files with the
68 authority a letter from the department of revenue indicating that the license is in good standing with the
69 department and that all applicable taxes have been paid.

70 (c) If the license granted under this section is cancelled, revoked or longer in use, it shall license
71 shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to
72 the licensing authority which may then grant the license to a new applicant at the same location under the
73 same conditions as specified in this section.

74 **SECTION 7.** (a) Notwithstanding section 17 of chapter 138 of the General Laws or any other
75 General or special law or rule or regulation to the contrary, the licensing authority of the town of
76 Wareham may grant 1 additional license for the sale of all alcoholic beverages to be drunk on the
77 premises under section 12 of said chapter 138 to Rosebrook Place Hospitality LLC, a subsidiary of A.D.
78 Makepeace Company, located at the interchange of interstate highway route 195 and state highway route

79 25 in said town. A license granted under this section shall be subject to all of said chapter 138 except
80 said section 17.

81 (b) Once issued, the licensing authority shall not approve the transfer of the license to any other
82 location, but it may grant the license to a new applicant at the same location if the applicant files with the
83 authority a letter from the department of revenue indicating that the license is in good standing with the
84 department and that all applicable taxes have been paid.

85 (c) If the license granted under this section is cancelled, revoked or longer in use, it shall license shall be
86 returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to the
87 licensing authority which may then grant the license to a new applicant at the same location under the
88 same conditions as specified in this section.

89 **SECTION 8.** (a) Notwithstanding section 17 of chapter 138 of the General Laws or any other
90 General or special law or rule or regulation to the contrary, the licensing authority of the town of
91 Wareham may grant 1 additional license for the sale of all alcoholic beverages to be drunk on the
92 premises under section 12 of said chapter 138 to W/S Wareham Properties LLC d/b/a Wareham Crossing
93 Restaurant, located at 2421 Cranberry highway. A license granted under this section shall be subject to
94 all of said chapter 138 except said section 17.

95 (b) Once issued, the licensing authority shall not approve the transfer of the license to any other
96 location, but it may grant the license to a new applicant at the same location if the applicant files with the
97 authority a letter from the department of revenue indicating that the license is in good standing with the
98 department and that all applicable taxes have been paid.

99 (c) If the license granted under this section is cancelled, revoked or longer in use, it shall license
100 shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to
101 the licensing authority which may then grant the license to a new applicant at the same location under the
102 same conditions as specified in this section.

103 **SECTION 9.** (a) Notwithstanding Section 17 of chapter 138 of the General Laws or any other
104 General or special law or rule or regulation to the contrary, the licensing authority of the town of
105 Wareham may grant 1 additional license for the sale of all alcoholic beverages to be drunk on the
106 premises under section 12 of said chapter 138 to Al & El Corporation d/b/a Ella's Woodburning Oven
107 Restaurant, located at 3136 Cranberry highway in the East Wareham section of said town. A license
108 granted under this section shall be subject to all of said chapter 138 except said section 17.

109 (b) Once issued, the licensing authority shall not approve the transfer of the license to any other
110 location, but it may grant the license to a new applicant at the same location if the applicant files with the
111 authority a letter from the department of revenue indicating that the license is in good standing with the
112 department and that all applicable taxes have been paid.

113 (c) If the license granted under this section is cancelled, revoked or longer in use, it shall license
114 shall be returned physically, with all of the legal rights, privileges and restrictions pertaining thereto, to
115 the licensing authority which may then grant the license to a new applicant at the same location under the
116 same conditions as specified in this section.

117 **SECTION 10.** This act shall take effect upon its passage.”